

Application No. 10/585,651  
Filed: July 7, 2006  
TC Art Unit: 1652  
Confirmation No.: 5481

REMARKS

The Examiner has imposed a restriction requirement on the above-identified application. Applicants have elected the claims of Group I, with traverse. Traversal is on the grounds that the Examiner's statement that the technical feature linking Groups I and II does not constitute a "special technical feature" appears to have been made following a misreading of claim 1. Applicants point out the claim requirement at lines 4-5 that the polypeptide in the claimed composition not only comprise a therapeutically active portion of lysyl oxidase pro-peptide but also not have lysyl oxidase enzymatic activity. Applicants submit that this requirement does constitute a "special technical feature" that defines a contribution over the prior art.

In any event, if the restriction requirement is maintained, Applicants request rejoinder of the process claims of Group II if a product claim is found allowable, as per the Examiner Notes in MPEP § 806.05(h).

Application No. 10/585,651  
Filed: July 7, 2006  
TC Art Unit: 1652  
Confirmation No.: 5481

The Examiner is encouraged to telephone the undersigned attorney to discuss any matter that would expedite allowance of the present application.

Respectfully submitted,

PHILIP C. TRACKMAN et al.

By: Holliday C. Heine  
Holliday C. Heine, Ph.D.  
Registration No. 34,346  
Attorney for Applicant(s)

WEINGARTEN, SCHURGIN,  
GAGNEBIN & LEBOVICI LLP  
Ten Post Office Square  
Boston, MA 02109  
Telephone: (617) 542-2290  
Telecopier: (617) 451-0313

HCH/dvm  
372097